IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re United States Patent Application of: Docket No.: 4240-145 Applicants: PAEK, Nam-Chon, et al. Conf. No.: 1925 Application No.: 10/587.312 Art Unit: 1638 Date Filed: July 26, 2006 Examiner: Russell Kallis Title: A NOVEL STAY-GREEN Customer No.: GENE AND METHOD FOR PREPARING STAY-GREEN

CERTIFICATE OF EFS FILING

TRANSGENIC PLANTS

I hereby certify that this document is being filed via EFS in the United States Patent and Trademark Office on December 21, 2009. /kelly k. reynolds/

RESPONSE TO AUGUST 19, 2009 OFFICE ACTION AND PETITION FOR EXTENSION OF TIME IN U.S. PATENT APPLICATION NO. 10/587,312

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir

This responds to the August 19, 2009 Office Action in the above-identified application. The time for responding to the August 19, 2009 Office Action without extension was set at three months, or November 19, 2009. Applicants hereby request a one month extension of time under 37 CFR § 1.136 to extend the deadline for response to December 19, 2009. Because December 19, 2009 fell on a Saturday, such deadline is automatically extended to Monday, December 21, 2009 through the operation of 37 CFR 1.7. This Response is therefore timely.

Please amend the claims of the above-identified patent application as set out in Section I (Amendments to the Claims) hereof.

Remarks concerning the amendments to the claims and the substance of the August 19, 2009 Office Action are set out in **Section II (Remarks)** hereof.